

State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER D-439-5

Relating to Exemptions Under Section 27156
of the Vehicle Code

PaceSetter Marketing, Inc.
PaceSetter Exhaust System

Pursuant to the authority vested in the Air Resources Board by Section 27156 of the Vehicle Code; and

Pursuant to the authority vested in the undersigned by Section 39515 and Section 39516 of the Health and Safety Code and Executive Order G-02-003;

IT IS ORDERED AND RESOLVED: That the installation of the PaceSetter Exhaust System, manufactured and marketed by the PaceSetter Marketing, Inc., 2841 W. Clarendon Avenue, Phoenix, Arizona 85017 has been found not to reduce the effectiveness of the applicable vehicle pollution control system and, therefore, is exempt from the prohibitions of Section 27156 of the Vehicle Code for the vehicle applications listed in Exhibit A, excluding any vehicle certified to the Ultra Low Emission Vehicle standard (ULEV) or equipped with a close coupled catalyst.

The PaceSetter Exhaust System is manufactured out of a 16 gage mild steel tubing. **On Ford vehicles, the location of the oxygen sensor is either at the collector or the connecting pipes, similar to the stock configuration. On Honda vehicles, the location of the oxygen sensor is either at the collector of the header, in the connecting pipe, or a balance tube in the connecting pipe.** On vehicles where the existing oxygen sensor wire loom does not reach the new oxygen sensor location, PaceSetter will provide a wire loom extension that will plug into the factory connector.

This Executive Order is valid provided that the installation instructions for the PaceSetter Exhaust System will not recommend tuning the vehicle to specifications different from those of the vehicle manufacturer.

Marketing of the PaceSetter Exhaust System using any identification other than that shown in this Executive Order or marketing of the PaceSetter Exhaust System for an application other than those listed in this Executive Order shall be prohibited unless prior approval is obtained from the Air Resources Board. Exemption of the PaceSetter Exhaust System shall not be construed as exemption to sell, offer for sale, or advertise any component of the kit as an individual device.

This Executive Order does not constitute any opinion as to the effect the use of the PaceSetter Exhaust System may have on any warranty either expressed or implied by the vehicle manufacturer.

This Executive Order is granted based on previously submitted emissions test data (Executive Orders D-439-2 and D-439-3) conducted on the following vehicles certified to the Low Emission Vehicle (LEV) emission standards: 1998 2.3L Honda Accord LX, 1999 4.6L Ford F-150, and a 2002 2.0L Dodge Neon. Test results showed that tailpipe emissions with the PaceSetter Exhaust System installed met the vehicle's applicable emission standards during a Cold Start CVS-75 Federal Test Procedure, and the vehicle's ability to perform its OBD II monitoring was not affected. The same impact on emissions and OBD II monitoring is expected from the PaceSetter Exhaust System when installed on the vehicles listed in this Executive Order.

THIS EXECUTIVE ORDER DOES NOT CONSTITUTE A CERTIFICATION, ACCREDITATION, APPROVAL, OR ANY OTHER TYPE OF ENDORSEMENT BY THE AIR RESOURCES BOARD OF ANY CLAIMS OF THE APPLICANT CONCERNING ANTI-POLLUTION BENEFITS OR ANY ALLEGED BENEFITS OF PACESETTER MARKETING, INC.'S PACESETTER EXHAUST SYSTEM.

No claim of any kind, such as "Approved by the Air Resources Board", may be made with respect to the action taken herein in any advertising or other oral or written communication.

Violation of any of the above conditions shall be grounds for revocation of this order. The order may be revoked only after a ten-day written notice of intention to revoke the order, in which period the holder of the order may request in writing a hearing to contest the proposed revocation. If a hearing is requested, it shall be held within ten days of receipt of the request and the order may not be revoked until a determination is made after the hearing that grounds for revocation exist.

Executed at El Monte, California, this 26TH day of March 2003.



Allen Lyons, Chief
Mobile Source Operations Division

Exhibit A

Part No.

Vehicle Application

Chrysler

70-1130, 72C1130	1965-1971 Jeep CJ V6
70-1137, 72C1137	1991-1995 Wrangler 2.5L
70-1191, 72C1191	1987-1992 Jeep Cherokee, Comanche 6 cyl.
851112, 70-1312, 72C1312	1993-1995 Chrysler Trucks 5.2/5.9L Shorty Header
851115, 70-1315, 72C1315	1996-1998 Chrysler Trucks 5.2/5.9L Shorty Header
70-1128, 72C1128	1987-1990 Jeep YJ w/ 258 cid
70-1129, 72C1129	1991-1997 Jeep YJ & TJ w/ 4.0L
70-1138, 72C1138	1997/1998 Jeep TJ w/ 2.5L
70-1131, 72C1131	1972-1980 Jeep CJ w/ 232 or 258 cid
70-1135, 72C1135	1981-1986 Jeep CJ w/ 258 cid
70-1134	1984-1986 Jeep Cherokee w/ 2.8L
70-1315, 72C1315	1996-2001 Ram, 1996 Dakota, 5.2/5.9L Shorty Header
70-1317, 72C1317	1997-2001 Dakota/Durango 5.2/5.9L Shorty Header

Ford

851122, 70-1322, 72C1322	1987-1995 Trucks 5.0L
851123, 70-1323, 72C1323	1987-1995 Trucks 5.8L
851126, 70-1326, 72C1326	1997-2001 F150/250, SUV 4.6L Shorty Header
851127, 70-1327, 72C1327	1997-2001 F150/250, SUV 5.4L Shorty Header
851124, 70-1324, 72C1324	1996 5.0L F-150, F250, F350, Bronco
851125, 70-1325, 72C1325	1996 5.8L F-150, F250, F350, Bronco
851167, 70-1067, 72C1067	1986-1993 5.0L Mustang LX and GT
851129, 70-1063, 72C1063	1986-1993 5.0L Mustang LX and GT
851168, 70-1068, 72C1068	1986-1993 5.0L Mustang LX and GT
851175, 70-1075, 72C1075	1994-1995 5.0L Mustang GT
851176, 70-1076, 72C1076	1996-1998 4.6L Mustang GT

Honda

70-1139, 72C1139	1985-1987 1.5L Civic Si, CRX Si
70-1144, 72C1144	1988-1991 1.5L Civic DX, LX, CRX Si
70-1149, 72C1149	1992-2000 1.6L Civic Non-VTEC
70-1160, 72C1160	1992-2000 1.6L Civic VTEC
70-1165, 72C1165	1999-2000 1.6L Civic Si
70-1250, 72C1250	1985-1987 2.0L Prelude
	1986-1989 2.0L Accord
70-1241, 72C1241	1988-1989 2.0L Prelude
70-1242, 72C1242	1990-1991 2.0L Prelude
70-1243, 72C1243	1992-1995 2.2L Prelude
70-1244, 72C1244	1992-1995 2.3L Prelude VTEC
70-1247, 72C1247	1997-1999 2.2L Prelude
70-1251, 72C1251	1990-1993 2.2L Accord
70-1252, 72C1252	1994-1997 2.2L Accord
70-1254, 72C1254	1998-1999 2.3L Accord LX
70-1260, 72C1260	1986-1987 1.6L Acura Integra
70-1261, 72C1261	1988-1989 1.6L Acura Integra
70-1262, 72C1262	1990-1991 1.8L Acura Integra
70-1263, 72C1263	1992-1993 1.8L Acura Integra (Non-VTEC)
70-1265, 72C1265	1994-1997 1.8L Acura Integra
70-1266, 72C1266	1994-1997 1.8L Acura Integra

The following 2001 model-year Chrysler engine families, certified to the ULEV emission standard are excluded from this Executive Order: 1CRXA0360K41, 1CRXA0360J41, and 1CRXA0360H41.